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UNITED NATIONS COMMISSION
ON INTERNATIONAL TRADE LAW
Working Group on
International Contract Practices
Twenty-fifth session
New York, 8-19 July 1996

PROVISIONAL AGENDA

1. Election of officers

2. Adoption of the agenda

3. Preparation of uniform law on assignment in receivables financing

4. Other business

5. Adoption of the report

Notes on the provisional agenda

At the present session, the Working Group on International Contract Practices continues its work on the preparation of a uniform law on assignment in receivables financing, pursuant to a decision taken by the Commission at its twenty-eighth session (Vienna, 2-26 May 1995). [1]

At its twenty-sixth to twenty-eighth sessions (1993 to 1995), the Commission considered three reports by the Secretariat concerning certain legal problems in the area of assignment of receivables (A/CN.9/378/Add.3, A/CN.9/397 and A/CN.9/412). Those

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* re-issued for technical reasons

[1] Report of the United Nations Commission on International Trade Law on the work of its twenty-eighth session (1995), Official Records of the General Assembly, Fiftieth Session, Supplement No. 17 (A/50/17), paras. 374-381.

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reports concluded that it would be both desirable and feasible for the Commission to prepare a set of uniform rules, the purpose of which would be to remove obstacles to receivables financing arising from the uncertainty existing in various legal systems as to the validity of cross-border assignments (in which the assignor, the assignee and the debtor would not be in the same country) and as to the effects of such assignments on the debtor and other third parties. [2]

The Working Group commenced its work at its previous session by considering a number of preliminary draft uniform rules contained in document A/CN.9/412. At that session, the Working Group was urged to strive for a legal text aimed at increasing the availability of credit (A/CN.9/420, para. 16). At the conclusion of that session, the Working Group requested the Secretariat to prepare a revised version of the draft uniform rules on assignment in receivables financing(A/CN.9/420, para. 204).

The Working Group is composed of all States members of the Commission. These are:

Algeria, Argentina, Australia, Austria, Botswana, Brazil, Bulgaria, Cameroon, Chile, China, Ecuador, Egypt, Finland, France, Germany, Hungary, India, Iran (Islamic Republic of), Italy, Japan, Kenya, Mexico, Nigeria, Poland, Russian Federation, Saudi Arabia, Singapore, Slovakia, Spain, Sudan, Thailand, Uganda, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, United States of America and Uruguay.

Item 1. Election of officers

The Working Group, in accordance with its practice at previous sessions, may wish to elect a Chairman and a Rapporteur.

Item 3. Preparation of uniform law on assignment in receivables financing

The Working Group will have before it a note by the Secretariat containing a revised version of the draft uniform rules on assignment in receivables financing (A/CN.9/WG.II/WP.87). The Working Group may wish to use the report as a basis for its deliberations.

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[2] Report of the United Nations Commission on International Trade Law on the work of its twenty-sixth session (1993), Official Records of the General Assembly, Forty-eighth Session, Supplement No. 17 (A/48/17), paras. 297-301; Report of the United Nations Commission on International Trade Law on the work of its twenty-seventh session (1994), Official Records of the General Assembly, Forty-ninth Session, Supplement No. 17 (A/49/17), paras. 208-214; and op.cit. paras. 374-381.

The following documents will be made available at the session:

(a) Note by the Secretariat on Assignment of Claims (A/CN.9/378/Add.3);

(b) Report of the Secretary-General on Legal Aspects of Receivables Financing (A/CN.9/397);

(c) Report of the Secretary-General on Assignment in Receivables Financing (A/CN.9/412); and

(d) Report of the Working Group on International Contract Practices on the work of its twenty-fourth session (A/CN.9/420).

Item 5. Adoption of the report

The Working Group may wish to adopt, at the close of its session, a report for submission to the thirtieth session of the Commission (to be held from 7 to 25 April 1997 at Vienna).

Meetings

The session of the Working Group will take place from 8 to 19 July 1996 at the United Nations Headquarters in New York. There will be 8 working days available for consideration of the agenda items at the session. No meeting will be scheduled for Thursday, 18 July, in order to allow for the preparation of the draft report of the session. Meeting hours will be from 10:00 to 13:00 and from 15:00 to 18:00, except on Monday, 8 July 1996, when the session will commence at 10:30.

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